

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS

HAROLD LIFF

PLAINTIFF

V.

LIBERTY MUTUAL INSURANCE COMPANY
A/K/A LIBERTY LIFE ASSURANCE CO. OF
BOSTON, THE AMERISOURCE BERGEN
LONG TERM DISABILITY PLAN AND
AMERISOURCE BERGEN CORPORATION
A/K/A AMERISOURCE BERGEN DRUG
CORPORATION

DEFENDANTS

CIVIL ACTION
NO. 05-11672-WGY

March 28, 2006

YOUNG D.J.

MOTION ALLOWED *as modified. The trial*

date is not continued.

William H. Young
U.S. District Judge

ASSENTED TO MOTION TO MODIFY SCHEDULING ORDER

Pursuant to Fed.R. Civ. P. 6(b) and Fed. R. Civ. P. 12(a) the Plaintiff, Harold Liff ("Mr. Liff") moves to modify the Scheduling Order in the above referenced matter by moving each date up by three weeks. Thus the scheduling order will be as modified as follows:

1) To the extent the parties disagree concerning the proper contents of the record for judicial review, the parties shall file memoranda concerning any additional materials they seek to have added to the record for judicial review by April 20, 2006.

2) Summary Judgment Motions with accompanying memoranda must be filed by May 21, 2006 ~~or within two months after the Court rules upon the record for judicial~~ *review.*

As grounds for this motion, Mr. Liff states: (1) In accordance with the Court's February 21, 2006 referral of the above-referenced matter to Alternative Dispute Resolution Mediation, the matter is currently scheduled to be mediated by David Hoffman, Esq. on April 4, 2006. 2) The granting of this Motion will allow the Parties to avoid unnecessary costs if the mediation is successful 3) All parties agree to this schedule 4) No party will be prejudiced if the schedule is approved.

WHEREFORE, the Plaintiff request that the court adopt the above revisions to the Scheduling Order.

Dated: March 24, 2006

Respectfully submitted,

HAROLD LIFF

By his attorneys,

/s/ Mark Bronstein
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ASSENTED TO:

LIBERTY LIFE ASSURANCE COMPANY OF BOSTON

By their attorney:

/s/ Richard W. Paterniti
Andrew C. Pickett, BBO# 549872
Richard W. Paterniti, BBO# 645170
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AMERISOURCEBERGEN LONG TERM DISABILITY PLAN
AND THE AMERISOURCE BERGEN CORPORATION

By their attorney,

/s/Edward S. Rooney, Jr.

Edward S. Rooney, Jr., BBO# 426840

Sandy Shen, BBO# 646961

ECKERT SEAMANS CHERIN & MELOTT, LLC

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CERTIFICATE OF SERVICE

I hereby certify that on this date this motion was served through the electronic filing procedure of this Court, and that through that procedure notice is sent to defendants' counsel.

/s/Mark Bronstein